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PTO/SB/21(08-00)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/735,462
Filing Date	December 12, 2003
First Named Inventor	James M. Howell
Group Art Unit	3765
Examiner Name	Shawn R. Hurley
Attorney Docket Number	CH2756 US DIV2

Total Number of Pages in This Submission

32

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <ul style="list-style-type: none"><li>• Certificate of Mailing</li><li>• Receipt Card</li><li>• PTO/SB/08A &amp; B Forms with a copy of 2 references</li></ul>
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gail Dalickas (Reg. No. 40,979)
Signature	
Date	November 8, 2004

### CERTIFICATE OF MAILING

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Typed or printed name	Ellen M. Godfrey	Date	November 8, 2004
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

James M. Howell et al.

SERIAL NO.: 10/735,462

CASE NO: CH2756 US DIV2

FILED: December 12, 2003

GROUP ART UNIT: 3765

FOR: Partially Oriented  
Poly(Trimethylene Terephthalate) Yarn

EXAMINER: Shawn R. Hurley

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97 (b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 (b) and 1.98, Applicants bring to the attention of the Examiner the documents listed on the attached Supplemental PTO/SB/08 A&B Forms. This Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application

Please note that U.S. 3,813,868 corresponds to JP 49-013457. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form. Applicants have not enclosed copies of the U.S. cited patents, or the U.S. cited patent application publications as the present application was filed after June 30, 2003.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the

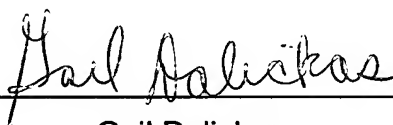
documents as prior art against any claim in the application and Applicant determine that the cited document(s) do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

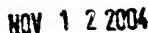
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over against the claims of the present application.

Applicants do not believe that any fee is due in accordance with the filing of this Information Disclosure Statement. However, should there be a fee due that is unaccounted for the Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment to Deposit Account No. 04-1928 (E.I. du Pont de Nemours and Company).

Respectfully submitted,

Date: November 8, 2004

By:   
Gail Dalickas  
Reg. No. 40,979  
Phone: (302) 984-6282  
Fax: (302) 658-1192



Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449/PTO

*(Use as many sheets as necessary)*

Sheet	1	of	2
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**Complete if Known**

Application Number	10/735,462
Filing Date	December 12, 2003
First Named Inventor	James M. Howell
Art Unit	3765
Examiner Name	Shawn R. Hurley
Attorney Docket Number	CH2756 US DIV2

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Sheet

2

of

2

Application Number

10/735,462

Filing Date

December 12, 2003

First Named Inventor

James M. Howell

Art Unit

3765

Examiner Name

Shawn R. Hurley

Attorney Docket Number

CH2756 US DIV2

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Opposition Brief, Dated 30 June 2004, Serial No. 090104895P01 Under Opposition	✓

Examiner  
Signature

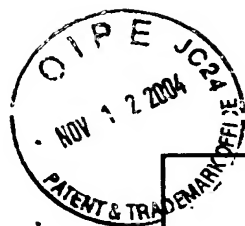
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Application No: 10/735,462  
Filing Date: December 12, 2003  
Title: Partially Oriented Poly(Trimethylene Terephthalate) Yarn  
Attorney Docket: CH2756 US DIV2

- Supplemental IDS (includes coversheet, PTO/SB/08A & B forms, and 2 references)
- Transmittal Form
- Receipt Card